

PATENT/Docket No.: 6142.N2 CP

CPA/1600

**CERTIFICATE OF MAILING (37 CFR 1.10)**

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I hereby certify that this transmittal together with the patent application referred to below is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Debra J. Marquette

Debra J. Marquette

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Art Unit : 1647  
Examiner : Sharon L. Turner, Ph.D.  
Applicant(s) : ME Gurney, AM Pauley, and J Li  
Serial No. : 09/328,877  
Filed : 9 June 1999  
For : Human Sel-10 Polypeptides and Polynucleotides that Encode Them

**RECEIVED**  
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Commissioner of Patents and Trademarks  
Washington, DC 20231

**ATTENTION: BOX CPA**

**REQUEST FOR FILING A CONTINUED PROSECUTION**

04/26/2002 BABRAHA1 00000121 210718 09328877 (NON-PROVISIONAL) APPLICATION  
01 FC:131 740.00 CH UNDER 37 CFR 1.53(d)

Sir:

Applicant(s) hereby request that the above-identified application be processed as a continued prosecution application (CPA) in accordance with the provisions of 37 CFR 1.53(d). Applicant(s) note that as required by 37 CFR 1.53(d)(1), the above-identified application was complete as defined in 37 CFR 1.51(b) and was filed on or after 8 June 1995, or the application is a national stage application complete as required under 35 USC 371 which was filed on or after 8 June 1995. Applicant(s) further note with regard to the above-identified application that no issue fee has been paid, it has not been abandoned; nor have proceedings been terminated.

05/01/2002 MBROWN 00000003 210718 09328877

01 FC:116 100.00 CH **EXTENSION OF TIME.**

Applicant(s) hereby petition for an extension of the period for filing a reply and/or amendment to the date of filing this paper, and hereby authorize the Commissioner to charge the extension fee as may be required by 37 CFR 1.17, to Deposit Account No. 21-0718.

If for any reason the extension requested above is insufficient to extend this period to the date of this paper, applicant(s) hereby petition for the revival of the above-captioned application as

having been unintentionally abandoned and authorize the Commissioner to charge the required fees under 37 CFR 1.17 to Deposit Account No. **21-0718**.

The particulars of this request for filing a continued prosecution application are set forth below:

[X] This paper is being filed under the provisions of 37 CFR 1.10 and contains hereon the required Certificate of Mailing by "Express Mail".

## I. AMENDMENTS IN CONNECTION WITH FILING

- A. ☐ Please enter the unentered amendment(s) in the above-captioned application dated .
- B. [X] Please enter the preliminary amendment provided herewith.
- C. [X] Please cancel claims 1-41

## II. FILING FEES

The filing fee has been calculated as shown below for the claims pending after amendment:

	Total No. of Claims	No. of Claims Without Additional Fee	Excess Claims	\$ Rate	Fee
Total Claims Fee	<b>10</b>	20		x 18	0
Independent Claims Fee	<b>1</b>	3		x 84	0
Multiple Dependent Claim	0			x 280	0
Basic Fee					740
Total Filing Fee					\$ 740

**SPECIFIC DEPOSIT ACCOUNT AUTHORIZATION.** Please charge my Deposit Account No. **21-0718** in the amount of the total filing fee above. Triplicate copies of this paper are enclosed.

**GENERAL DEPOSIT ACCOUNT AUTHORIZATION.** The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or during the pendency of this application or credit any overpayment to Deposit Account No. **21-0718**:

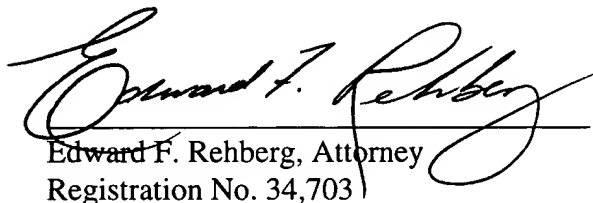
- (1) Any additional filing fees or fees for the presentation of additional claims required under 37 CFR 1.16;
- (2) Any patent application processing fees under 37 CFR 1.17; or
- (3) Any fees for any extensions of time necessary for any responses due in the above-identified application to extend the time for filing a response up to the date of filing of this request.

No authorization is given to charge the Issue Fee (37 CFR 1.18).

### III. ADDITIONAL INFORMATION

- A. ☒ The applicant(s) for the present application are the same as those identified in the above-referenced application.
- B. ☐ In accordance with 37 CFR 1.53(d)(4), the deletion of the following person or persons from the new application is requested as this person or persons are not inventors of the invention being claimed in the new application:
- C. ☐ The current correspondence address of the applicant(s), if different from that set forth in applicant(s) declaration (37 CFR 1.63), is as follows:

Respectfully submitted,

  
Edward F. Rehberg, Attorney  
Registration No. 34,703

Date: 4-24-02

Pharmacia & Upjohn Company  
Global Intellectual Property  
301 Henrietta Street  
Kalamazoo, Michigan 49001

Telephone No. (616) 833-7829 or (616) 833-9500  
Telefax No. (616) 833-8897 or (616) 833-2316

Attachments: Form 53D (in triplicate)  
[X] Preliminary Amendment (Including Substitute Sheet Page 1 of the Specification and Listing of Pending Claims)  
[X] Exhibit A Sequence Alignment  
[X] Information Disclosure